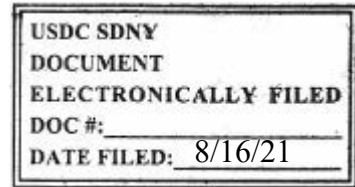


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



Colony Capital, Inc.,

Plaintiff,

—v—

James F. Flaherty, III,

Defendant.

21-cv-4645 (AJN)

ORDER

ALISON J. NATHAN, District Judge:

On August 4, 2021, Defendant file a letter, Dkt. No. 41, requesting that Plaintiff's motion for summary judgment filed on August 2, 2021, Dkt. No. 38, be held in abeyance until the Court resolves Defendant's pending motion to dismiss, Dkt. No. 27. Plaintiff filed a timely response to Defendant's letter on August 13, 2021, in which Plaintiff requested that this Court decide both motions "simultaneously." Dkt. No. 43.

The Court administratively DENIES Plaintiff's motion for summary judgment with leave to refile the motion pending the Court's resolution of the motion to dismiss. This resolves docket numbers 38 and 41.

SO ORDERED.

Dated: August 16, 2021  
New York, New York

A handwritten signature in black ink, appearing to read "Alison J. Nathan".

ALISON J. NATHAN  
United States District Judge